IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 23RD MAY 2007 / 2ND JYAISHTA 1929

Bail Appl..No. 3013 of 2007()

CMP.396/2007 of J.M.F.C., DEVICOLAM
C.R.NO.16/2006 OF DEVIKULAM EXCISE RANGE

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: PETITIONER

RAMESH, S/O.KARUPPAYYA,
8TH MURILAYAM, K.K.DIVISION,
ELLAPETTY, K.D.H. VILLAGE, DEVIKULAM.

BY ADV. SRI.V.K.SUNIL

RESPONDENTS:

STATE OF KERALA, REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM, (THROUGH THE INVESTIGATING OFFICER IN
CRIME NO.16/06 OF THE DEVIKULAM EXCISE RANGE)

BY PUBLIC PROSECUTOR JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 23/05/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.RAMKUMAR, J.

Bail Application No. 3013/2007

Dated this 23rd day of May, 2007

O R D E R

In this Petition filed under Sec. 439 Cr.P.C., the petitioner who is the accused in C.R. No.16/2006 of Devikulam Excise Range for an offence punishable under Section 55(a) of the Abkari Act for having been found in possession of 19 litres of spirit, seeks his enlargement on bail. Petitioner was arrested on 26.3.2007.

2. I heard the learned counsel for the petitioner and the learned Public Prosecutor.

3. Having regard to the nature of the offences, the duration of judicial custody of the petitioner and the other circumstances of the case etc., I am inclined to grant bail to the petitioner. Accordingly, the petitioner is directed to be released on bail on his executing a bond for Rs. 20,000/- (Rupees twenty thousand only) with two solvent sureties each for the like amount to the satisfaction of the J.F.C.M, Devikulam and subject to the following conditions:

(a). Petitioner shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

(b). The petitioner shall make himself available for interrogation as and when required by the police.

(c). The petitioner shall not influence or intimidate the prosecution witnesses nor shall he attempt to tamper with the evidence for the prosecution.

(d). The petitioner shall not commit any offence while on bail.

4. If the petitioner commits breach of any of the above conditions, the bail granted to him shall be liable to be cancelled.

The application is allowed as above.

V.RAMKUMAR,
JUDGE

mrcs